

2007 State Legislative Report on Real-ID

February 4, 2007

Last year, many of the state legislatures were working to implement portions of the Real-ID Act in advance of the dissemination of rules from DHS. Feeling the pressures of time and financial cost, the states were hoping to help defray some of the difficulties in implementing changes to existing systems, processes, and policy. A dramatic shift seems to have taken place with the beginning of the 2007 state legislative cycle. Many of the states have given up trying to predict what exactly the rules from DHS will entail, and instead have simply proposed resolutions encouraging the federal government to repeal the act, or outright introducing legislation that declares the state's intention of non-compliance. This does not mean all states have thrown their arms up in frustration. Many states are still working towards making the transition towards a standardized license as seamless as possible; however, the trend to repeal the act is characterized by early activity in the state legislatures. It should also be noted that though there seems to be more negative activity with respect to Real-ID, similar legislation was introduced and did not pass last year.

2007 Pertinent Legislation

CA SB60 Regular Session

Folder: 2007 Real ID
Status: ACTIVE

Session Years 2007-2008

Sponsors Cedillo.

Summary: An act to amend Section 40000.11 of, to amend, repeal, and add Sections 12801.5 and 14610.7 of, to add Sections 1653.6 and 12801.1 to, and to add and repeal Section 12801.9 of, the Vehicle Code, relating to vehicles. DMV must issue REAL ID driver's licenses within 240 days of federal regulations. DMV can issue non-compliant licenses that can be used for driving but not for federal purposes.

Last Legislative Action:

01/12/2007 (S) FROM PRINT. MAY BE ACTED UPON ON OR AFTER FEBRUARY 11.

01/12/2007 (S) FROM PRINT. MAY BE ACTED UPON ON OR AFTER FEBRUARY 11.

01/11/2007 (S) INTRODUCED. READ FIRST TIME. TO COMMITTEE ON RULES FOR ASSIGNMENT. TO PRINT.

GA SB5 Regular Session

Title: Secure and Verifiable Identity Document Act; drivers' licenses; provisions

Folder: 2007 Real ID
Status: ACTIVE

Session Years 2007-2008

Sponsors: Seabaugh, Mitch 28th

Summary: To state findings of the General Assembly regarding the Real ID Act; to amend Article 1 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding drivers' licenses, so as to permit the Governor of Georgia to delay implementing the requirements of the Real ID Act until the Department of Homeland Security has issued regulations that the Governor finds will adequately protect the interests of the citizens of Georgia; to amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of drivers' licenses, so as to require the presentation of secure and verifiable documents for purposes of obtaining a driver's license; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Last Legislative Action:

01/23/2007 -- (S) READ AND REFERRED

Hide Last Legislative Action

Last Legislative Action for SB 5

01/23/2007 (S) READ AND REFERRED

11/28/2006 (S) PREFILE

1/23/2007 Introduced

HI SCR28-07 Regular Session

Title: SUPPORTING THE PASSAGE OF UNITED STATES SENATE BILL 4117 TO REPEAL TITLE II OF THE REAL ID ACT OF 2005.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors HANABUSA

Summary: supporting the passage of United States Senate Bill 4117 to repeal Title II of the Real ID Act of 2005

Last Legislative Action:

01/24/2007 -- (S) OFFERED.

HI SCR29-07 Regular Session

Title: SUPPORTING THE REPEAL OF THE REAL ID ACT OF 2005.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors HANABUSA (BR)

Summary : Supporting the repeal of the Real ID Act of 2005

Last Legislative Action:

01/24/2007 -- (S) OFFERED.

MD HB11 Regular Session

Title: Vehicle Laws - Drivers' Licensing of Illegal Aliens - Restrictions

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Delegate George

Summary: Prohibiting, in order to facilitate compliance with the federal Real ID Act, the Motor Vehicle Administration from issuing a new driver's license to an individual who cannot provide specified documentation certifying that the individual is lawfully present in the United States in accordance with federal law, except under specified circumstances; etc.

Last Legislative Action:

01/10/2007 -- (H) FIRST READING JUDICIARY

01/10/2007 (H) FIRST READING JUDICIARY

08/07/2006 (H) PRE-FILED

ME PLACEHOLDER RESOLUTION PASSED (See Additional Document)

MO SB241 Regular Session

Title: Allows the Department of Revenue to implement the requirements of the Federal Real ID Act

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Stouffer

Summary: To repeal sections 302.171 and 302.181, and to enact in lieu thereof two new sections relating to the implementation of the federal Real ID Act.

Last Legislative Action:

01/18/2007 -- (S) SECOND READ AND REFERRED S TRANSPORTATION COMMITTEE

01/18/2007 (S) SECOND READ AND REFERRED S TRANSPORTATION COMMITTEE

01/10/2007 (S) FIRST READ

MT LD735 Regular Session

Title: Deny implementation of real ID act

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Brady Wiseman

Summary: An Act opposing the implementation of the Federal Real ID Act and directing the Montana Department of Justice not to implement the provisions of the federal act; and providing an immediate effective date.

Last Legislative Action:

01/08/2007 -- (C) DRAFT DELIVERED TO REQUESTER

01/08/2007 (C) DRAFT DELIVERED TO REQUESTER

01/04/2007 (C) DRAFT READY FOR DELIVERY

01/03/2007 (C) DRAFT IN ASSEMBLY/EXECUTIVE DIRECTOR REVIEW

01/03/2007 (C) DRAFT IN FINAL DRAFTER REVIEW

01/02/2007 (C) BILL DRAFT TEXT AVAILABLE ELECTRONICALLY

01/02/2007 (C) DRAFT IN INPUT/PROOFING

01/02/2007 (C) DRAFT TO DRAFTER - EDIT REVIEW [CAJ]

01/02/2007 (C) DRAFT IN EDIT

01/02/2007 (C) DRAFT IN LEGAL REVIEW

01/02/2007 (C) DRAFT TAKEN OFF HOLD

12/27/2006 (C) DRAFT ON HOLD

12/16/2006 (C) DRAFT TO REQUESTER FOR REVIEW

11/09/2006 (C) DRAFT REQUEST RECEIVED

MT LD1630 Regular Session

Title: Nullify real identification law

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Diane Rice

Summary: An Act nullifying the Real ID Act as it would apply in Montana, and providing an immediate effective date.

Last Legislative Action:

01/16/2007 (C) DRAFT DELIVERED TO REQUESTER
01/16/2007 (C) DRAFT READY FOR DELIVERY
01/15/2007 (C) DRAFT IN ASSEMBLY/EXECUTIVE DIRECTOR REVIEW
01/15/2007 (C) DRAFT IN FINAL DRAFTER REVIEW
01/12/2007 (C) BILL DRAFT TEXT AVAILABLE ELECTRONICALLY
01/12/2007 (C) DRAFT IN INPUT/PROOFING
01/12/2007 (C) DRAFT TO DRAFTER - EDIT REVIEW [CAJ]
01/12/2007 (C) DRAFT IN EDIT
01/12/2007 (C) DRAFT IN LEGAL REVIEW
01/10/2007 (C) DRAFT TO REQUESTER FOR REVIEW
01/10/2007 (C) DRAFT TAKEN OFF HOLD
12/08/2006 (C) DRAFT ON HOLD
12/04/2006 (C) DRAFT REQUEST RECEIVED

MT HB287 Regular Session

Title: Deny implementation of real ID act

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Brady Wiseman

Related Bills LD 735 - Draft

Summary: An Act opposing the implementation of the federal Real ID Act and directing the Montana Department of Justice not to implement the provisions of the federal act; and providing for an immediate effective date.

Last Legislative Action:

01/24/2007 (H) HEARING--(H) JUDICIARY
01/18/2007 (H) FISCAL NOTE PRINTED
01/18/2007 (H) FISCAL NOTE RECEIVED
01/11/2007 (H) REFERRED TO COMMITTEE--(H) JUDICIARY
01/10/2007 (C) INTRODUCED BILL TEXT AVAILABLE ELECTRONICALLY
01/10/2007 (H) INTRODUCED
01/10/2007 (H) FISCAL NOTE REQUESTED
01/10/2007 (H) FIRST READING
01/08/2007 (C) DRAFT DELIVERED TO REQUESTER
01/04/2007 (C) DRAFT READY FOR DELIVERY
01/03/2007 (C) DRAFT IN ASSEMBLY/EXECUTIVE DIRECTOR REVIEW
01/03/2007 (C) DRAFT IN FINAL DRAFTER REVIEW
01/02/2007 (C) BILL DRAFT TEXT AVAILABLE ELECTRONICALLY
01/02/2007 (C) DRAFT IN INPUT/PROOFING
01/02/2007 (C) DRAFT TO DRAFTER - EDIT REVIEW [CAJ]
01/02/2007 (C) DRAFT IN EDIT
01/02/2007 (C) DRAFT IN LEGAL REVIEW
01/02/2007 (C) DRAFT TAKEN OFF HOLD
12/27/2006 (C) DRAFT ON HOLD
12/16/2006 (C) DRAFT TO REQUESTER FOR REVIEW
11/09/2006 (C) DRAFT REQUEST RECEIVED

Committee Meetings

MT HB384 Regular Session

Title: Nullify real identification law

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Diane Rice

Related Bills LD 1630 - Draft

Summary: An Act nullifying the Real ID Act as it would apply in Montana; and providing an immediate effective date.

Last Legislative Action:

01/24/2007 (H) HEARING--(H) JUDICIARY
01/19/2007 (H) REFERRED TO COMMITTEE--(H) JUDICIARY
01/18/2007 (C) INTRODUCED BILL TEXT AVAILABLE ELECTRONICALLY
01/18/2007 (H) INTRODUCED
01/18/2007 (H) FIRST READING
01/16/2007 (C) DRAFT DELIVERED TO REQUESTER
01/16/2007 (C) DRAFT READY FOR DELIVERY
01/15/2007 (C) DRAFT IN ASSEMBLY/EXECUTIVE DIRECTOR REVIEW
01/15/2007 (C) DRAFT IN FINAL DRAFTER REVIEW
01/12/2007 (C) BILL DRAFT TEXT AVAILABLE ELECTRONICALLY
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01/12/2007 (C) DRAFT IN EDIT
01/12/2007 (C) DRAFT IN LEGAL REVIEW
01/10/2007 (C) DRAFT TO REQUESTER FOR REVIEW
01/10/2007 (C) DRAFT TAKEN OFF HOLD
12/08/2006 (C) DRAFT ON HOLD
12/04/2006 (C) DRAFT REQUEST RECEIVED

Committee Meetings

House Judiciary 1/24/2007 8 AM 137

NE LB285 Regular Session

Title: Authorize compliance with the driver's license provisions of the federal REAL ID Act of 2005

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors Transportation and Telecommunications Fischer, 43 Chairperson

Summary :Authorize compliance with the driver's license provisions of the federal REAL ID Act of 2005

Last Legislative Action:

01/11/2007 REFERRAL TO COMMITTEE TRANSPORTATION AND
TELECOMMUNICATIONS
01/10/2007 READ ON FLOOR
01/10/2007 ADDED INTRODUCER 'TRANSPORTATION AND TELECOMMUNICATIONS
COMMITTEE'
01/10/2007 STATUS CHANGE TO 'PENDING READ ON THE FLOOR'

01/10/2007 ASSIGNED DOCUMENT NUMBER LB285

NM SJM11 Regular Session

Title: Oppose Creation of National ID card
Folder: 2007 Real ID
Status: ACTIVE

Session Years 2007

Sponsors Michael S. Sanchez

Last Legislative Action:

01/23/2007 (2) SENATE JUDICIARY COMMITTEE-SENATE RULES COMMITTEE
01/23/2007 (2) SENATE RULES COMMITTEE

Fiscal Notes

1/25/2007 FISCAL

NM HJM13 Regular Session

Title: OPPOSE CREATION OF NATIONAL ID CARD
Folder: 2007 Real ID
Status: ACTIVE

Session Years 2007

Sponsors W. Ken Martinez

Summary

A JOINT MEMORIAL OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005.

History:

01/24/2007 -- (4) HOUSE JUDICIARY COMMITTEE

Bill Text

1/24/2007 Introduced

OK SB464 Regular Session

Title :Motor vehicles; authorizing the Governor to delay compliance with the federal REAL ID Act of 2005. Effective date.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors Johnson (Constance), Senator Johnson (Constance)

Summary: An Act relating to motor vehicles; stating purpose of delayed compliance with REAL ID Act of 2005 ; entitling the Governor of Oklahoma to delay compliance with REAL ID Act of 2005 until certain regulations are promulgated and reviewed; providing for codification; providing for noncodification; and providing an effective date.

Last Legislative Action:

02/05/2007 (S) AUTHORED BY SENATOR JOHNSON (CONSTANCE)
02/05/2007 (S) FIRST READING
01/18/2007 (S) PREFILED

OR HB2270 Regular Session

Title: Relating to federal Real ID Act of 2005.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Governor Kulongoski for Department of Transportation

Summary: Conforms Oregon Vehicle Code to provisions of federal Real ID Act of 2005.

Last Legislative Action:

01/12/2007 (H) REFERRED TO TRANSPORTATION WITH SUBSEQUENT REFERRAL TO
WAYS AND MEANS.

01/09/2007 (H) FIRST READING. REFERRED TO SPEAKER'S DESK.

OR SB424 Regular Session

Title: Relating to federal Real ID Act of 2005.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors SENATOR METSGER

Summary: Conforms Oregon Vehicle Code to provisions of federal Real ID Act of 2005.

Last Legislative Action:

01/22/2007 (S) INTRODUCTION AND FIRST READING. REFERRED TO PRESIDENT'S DESK.

VT HJR2 Regular Session

Title: REAL ID

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors David Deen

Summary:

Resolved: That the General Assembly urges Congress, should it still be determined to go forward with state implementation of the REAL ID Act after careful analysis to:

- 1) Appropriate funds to relieve the states of any new financial obligations including the appropriation of the \$1 billion of initial state costs; and
- 2) Adopt the changes to the REAL ID Act outlined in the report entitled "The REAL ID Act: National Impact Analysis" of the National Conference of State Legislatures, the National Governor's Association, and the American Association of Motor Vehicle Administrators, and be it further

Last Legislative Action:

01/10/2007 (H) IN GOVERNMENT OPERATIONS

01/10/2007 (H) 1ST READING

01/10/2007 (H) ASSIGNED TO GOVERNMENT OPERATIONS

WA SB5087 Regular Session

Title: Addressing Washington state compliance with the federal REAL ID Act of 2005.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors Haugen, Swecker, Murray

Summary: AN ACT Relating to compliance with the federal REAL ID Act of 2005; adding a new section to chapter 43.41 RCW; and adding new sections to chapter 46.20 RCW.

Last Legislative Action:

01/23/2007 (S) PUBLIC HEARING IN THE SENATE COMMITTEE ON TRANSPORTATION AT 3:30 PM.

01/10/2007 (S) FIRST READING, REFERRED TO TRANSPORTATION.

Committee Reports

1/24/2007 Senate Bill Report

WA SJM8005 Regular Session

Title: Requesting the suspension of implementing the federal REAL ID Act.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007-2008

Sponsors Stevens, Benton, Swecker, Kline

Summary: Requesting the suspension of implementing the federal REAL ID Act.

Last Legislative Action:

01/23/2007 (S) FIRST READING, REFERRED TO TRANSPORTATION.

WY HJR8 Regular Session

Title: Real ID Act repeal.

Folder: 2007 Real ID

Status: ACTIVE

Session Years 2007

Sponsors Representative(s) Esquibel, F., Edwards and Martin and Senator(s) Barrasso and Decaria

Summary: JOINT RESOLUTION requesting Congress to repeal the creation of a national identification card and the implementation of the Real ID Act of 2005.

Last Legislative Action:

01/17/2007 (H) RECEIVED FOR INTRODUCTION

01/16/2007 BILL NUMBER ASSIGNED

Bill Text

1/16/2007 Filed

NOTE:

Other legislation that deals with specific driver's licensing aspects of Real ID, as well as any legislation concerning the motor vehicle community is available through the State Legislative Action Center at: <http://www.aamva.org/GovAffairs/LegIssues/StateLegislativeActionCenter.htm>. Most Real ID relative bills will be found in the Driver Licensing folder. All legislation is updated on a daily basis, and the action center also allows for additional searches by year, stage of legislation, etc. Any questions or concerns regarding the action center can be directed to AAMVA's Manager of State Government Affairs, Cian Cashin, at ccashin@aamva.org. This function should be extremely useful in tracking the progress and development of legislation regarding Real ID or any other issue your agency is addressing.